

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

Paper No. 21

**UNITED STATES PATENT AND TRADEMARK OFFICE**

**BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES**

Ex parte EUGEN SCHWARZ,  
GERNOT MÖSCHL, and  
KARIN MAUL

**MAILED**

Appeal No. 2002-1537  
Application No. 09/529,543

**SEP 26 2002**

PAT. & T.M. OFFICE  
BOARD OF PATENT APPEALS  
& INTERFERENCES

**ORDER DISMISSING APPEAL**

Before STONER, Chief Administrative Patent Judge,  
HARKCOM, Vice Chief Administrative Patent Judge, and  
WILLIAM F. SMITH, Administrative Patent Judge.

Per curiam.

On August 20, 2001, appellants filed a Notice of Appeal (Paper No. 13).

On July 1, 2002, appellants filed a communication requesting express abandonment of this application in view of a Continued Prosecution Application (Paper No. 20).

Accordingly, it is

ORDERED that the appeal filed August 20, 2001, is dismissed.

The application is being returned to the examiner for further action as may be appropriate.

*Bruce H. Stoner*  
Bruce H. Stoner, Jr., Chief )  
Administrative Patent Judge )  
*Gary V. Harkcom*) BOARD OF PATENT  
Gary V. Harkcom, Vice Chief)  
Administrative Patent Judge ) APPEAL  
)  
*William F. Smith*) INTERFERENCES  
William F. Smith )  
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